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PTO/SB/21 (10-07)

Approved for use through 10/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/582,349
	Filing Date	June 9, 2006
	First Named Inventor	Michael KAMLEITER
	Art Unit	
	Examiner Name	D. Stemmer
Total Number of Pages in This Submission	Attorney Docket Number	51648

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks Second Renewed Petition of Application Declaration Second Supplemental Declaration of Martin Bartels Postcard Receipt	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Roylance, Abrams, Berdo & Goodman, L.L.P. (Customer No. 01609)		
Signature			
Printed name	Mark S. Bicks		
Date	January 8, 2008	Reg. No.	28,770

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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51648



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : PATENT
:
Michael KAMLEITER et al. :
:
Serial No.: 10/582,349 :
:
Filed: June 9, 2006 :
:
For: **METHOD FOR PRODUCTION** :
OF TUBULAR MEMBRANES :

**SECOND RENEWED PETITION OF
APPLICATION UNDER 37 C.F.R. § 1.47(a) AND/OR § 1.43**

Mail Stop PCT
Commissioner for Patents
Office of PCT Legal Administration
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: Office of PCT Legal Administration

Sir:

In response to the November 26, 2007 Decision, Patentee, X-Flow B.V., again requests that the filing of the above-identified application be accepted with a declaration under 37 C.F.R. § 1.63 signed on behalf of the co-inventor Wilhelm-N. Gudernatsch, but not signed by co-inventor Michael Kamleiter since Mr. Kamleiter cannot be located.

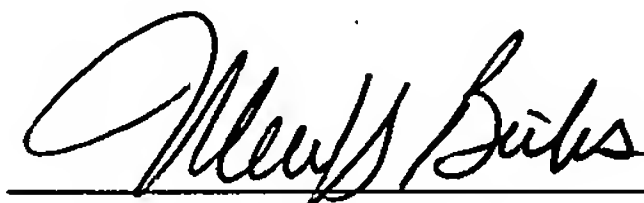
In further support of the petition filed on 30 July 2007, submitted herewith are (1) a Second Supplemental Declaration of Dipl.-Ing. Martin Bartels further establishing the pertinent facts and circumstances, by one having firsthand knowledge thereof, which show that the co-inventor Kamleiter cannot be located since a letter sent to his last known address was

returned, (2) a declaration and assignment signed by his wife and legal representative of co-inventor Gudernatsch showing her signature as a representative, and (3) a declaration signed by the assignee on behalf of co-inventor Kamleiter.

The appropriate fees had been previously paid.

In view of the foregoing, it is respectfully requested that this application be accepted under the provisions of 37 C.F.R. § 1.47 and/or § 1.43, and that it be accorded the filing date of September 17, 2004, the filing date of the International application on which this application is based.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Mark S. Bicks", is written over a horizontal line.

Mark S. Bicks
Reg. No. 28,770

ROYLANCE, ABRAMS, BERDO & GOODMAN, LLP
1300 19th Street, NW, Suite 600
Washington, DC 20036
(202) 659-9076

Dated: January 8, 2008

51648



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Patent
:
Michael KAMLEITER et al. :
:
Serial No. 10/582,349 :
:
PCT No. PCT/EP2004/010434 :
:
International Filing Date: 17 September 2004 :
:
For: **METHOD FOR THE PRODUCTION** :
: **OF TUBULAR MEMBRANES** :

SECOND SUPPLEMENTAL DECLARATION OF MARTIN BARTELS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

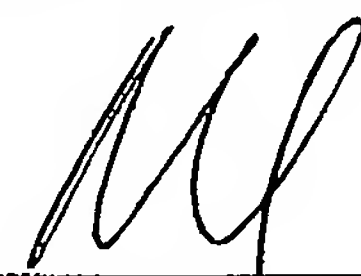
Dip.-Ing. Martin Bartels of Bartels & Partner, Lange Strasse 51, D-70174 Stuttgart,
Germany, additionally states :

1. Edith Gudernatsch, the wife and legal representative of incapacitated inventor Wilhelm N. Gudernatsch, executed the appended declaration and assignment for the above-identified application.
2. He forwarded a copy of the application and Power of Attorney form to co-inventor Michael Kamleiter by mail, postage prepaid, with a letter dated 14 December 2007 (Exhibit A) to that co-inventor's last known addresses set forth on the letter. The letter was returned as undeliverable, as set forth on the Notice of the German postal service on the returned envelope (Exhibit B).

3. He believes that co-inventor Michael Kamleiter cannot be located, is unable to sign the necessary documents and/or refuses to sign the application, based on the above circumstances.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,



Martin Bartels

Dated: 7th January, 2008

Declaration and Power of Attorney for Patent Application

Erklärung für Patentanmeldungen mit Vollmacht

German Language Declaration

Als nachstehend benannter Erfinder erkläre ich hiermit an Eidesstatt:

daß mein Wohnsitz, meine Postanschrift und meine Staatsangehörigkeit den im nachstehenden nach meinem Namen aufgeführten Angaben entsprechen, daß ich nach bestem Wissen der ursprüngliche, erste und alleinige Erfinder (falls nachstehend nur ein Name angegeben ist) oder ein ursprünglicher, erster und Miterfinder (falls nachstehend mehrere Namen aufgeführt sind) des Gegenstandes bin, für den dieser Antrag gestellt wird und für den ein Patent für die Erfindung mit folgendem Titel beantragt wird:

deren Beschreibung hier beigelegt ist, es sei denn (in diesem Falle Zutreffendes bitte ankreuzen), diese Erfindung

☐ wurde angemeldet am _____ unter der US-Anmeldenummer oder unter der Internationalen Anmeldenummer im Rahmen des Vertrags über die Zusammenarbeit auf dem Gebiet des Patentwesens (PCT) _____ und am _____ abgeändert (falls zutreffend).

Ich bestätige hiermit, daß ich den Inhalt der oben angegebenen Patentanmeldung, einschließlich der Ansprüche, die eventuell durch einen oben erwähnten Zusatzantrag abgeändert wurde, durchgesehen und verstanden habe.

Ich erkenne meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Titel 37, Code of Federal Regulations, § 1.56 von Belang sind.

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

METHOD FOR THE PRODUCTION OF TUBULAR MEMBRANES

the specification of which is attached hereto unless the following box is checked:

☒ was filed on September 17, 2004 as United States Application Number or PCT International Application Number PCT/EP2004/010434 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

